

<p>EXPRESS MAIL MAILING LABEL</p> <p>(Paste Express Mail Label Here)</p> <p>NUMBER EV 317621041 US</p> <p>DATE OF DEPOSIT <i>March 17, 2004</i></p> <p>I hereby certify that this paper or fee is being deposited with the United States Postal Service "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.</p> <p><i>Barbi Sofia</i></p> <p>Signature</p>

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Scott R. Baerson
Damian J. Rodriguez
Gregory R. Heck

Prior Group Art Unit: 1638

Prior Application Examiner: David H. Kruse

Serial No.:

Atty. Dkt. No.: 11898.0019.DVUS02
(MOBS:019—2)

Filed:

For: METHODS FOR MAKING PLANTS
TOLERANT TO GLYPHOSATE AND
COMPOSITIONS THEREOF

Client File No.: 38-21(51746)C

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

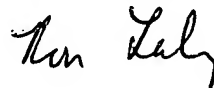
In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the documents are not provided as they can be found in parent application Ser. No. 09/800,130, filed March 6, 2001.

In accordance with 37 C.F.R §§ 1.97(g),(h), this Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

No fees are believed to be due in connection with the filing of this Information Disclosure Statement. Should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed materials, the Commissioner is authorized to deduct said fees from Deposit Account No. 01-2508/**11898.0019.DVUS02**

The present application is a divisional of U.S. Serial No. 09/800,130, filed March 6, 2001, which claims priority to U.S. Provisional Application Serial No. 60/188,093, filed March 9, 2000. Applicants respectfully request that the listed documents be made of record in the present case, and requests that an initialed copy of the enclosed FORM 1449 be entered into the application file wrapper and returned to the undersigned with the next communication from the Office.

Respectfully submitted,



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Date: March 17, 2004

Form PTO-1449 (modified)		Atty. Docket No. 11898.0019.DVUS02	Serial No.
List of Patents and Publications for Applicant's INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)		Applicant Scott R. Baerson, Damian J. Rodriguez, and Gregory R. Heck	
		Filing Date:	Group:
U.S. Patent Documents <i>See Page 1</i>	Foreign Patent Documents <i>See Page 1</i>	Other Art <i>See Page 1</i>	

U.S. Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Name	Class	Sub Class	Filing Date of App.
	A1	5,627,061	May 6, 1997	Barry et al.	800	288	June 7, 1995
	A2						

Foreign Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Country	Class	Sub Class	Translation Yes/No
	B1	WO 97/04103	Feb. 6, 1997	WIPO			
	B2	WO 98/44140	Oct. 8, 1998	WIPO			
	B3	WO 98/54330	Dec. 3, 1998	WIPO			
	B4						

Other Art (Including Author, Title, Date Pertinent Pages, Etc.)

Exam. Init.	Ref. Des.	Citation
	C1	Reeck, G.R., et al, "Homology in Proteins and Nucleic Acids: A Terminology Muddle and a Way out of It," <i>Cell</i> 50, 667 (1987)
	C2	Lee, L. J., and Ngim, J. "A First Report of Glyphosate-Resistant Goosegrass (<i>Eleusine indica</i> (L) Gaertn) in Malaysia," <i>Pest Management Science</i> 56:336-339 (2000)
	C3	International Search Report for PCT/US01/07135, mailed October 12, 2001
	C4	Tran, M.; Baerson, S.; Brinker, R.; Casagrande, L.; Faletti, M.; Feng, Y.; Nemeth, M.; Reynolds, T.; Rodriguez, D.; Schafer, D.; Stalker, D.; Taylor, N.; Teng, Y.; and G. Dill, "Characterization of Glyphosate Resistant <i>Eleusine indica</i> Biotypes from Malaysia", Proceedings of the Seventeenth Asian-Pacific Weed Science Society Conference, pp. 527-536 (1999).

EXAMINER:

DATE CONSIDERED:

EXAMINER: INITIAL IF REFERENCE CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED. INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.

INFORMATION DISCLOSURE STATEMENT — PTO-1449 (MODIFIED)

Form PTO-1449 (modified)		Atty. Docket No. 11898.0019.DVUS02	Serial No.
List of Patents and Publications for Applicant's INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)		Applicant Scott R. Baerson, Damian J. Rodriguez, and Gregory R. Heck	
		Filing Date:	Group:
U.S. Patent Documents <i>See Page 1</i>	Foreign Patent Documents <i>See Page 1</i>	Other Art <i>See Page 1</i>	

Other Art (Including Author, Title, Date Pertinent Pages, Etc.)

Exam. Init.	Ref. Des.	Citation
	C5	Teng, Y.-T.; and K.C. Teo, "Weed Control and Management of Resistant Goosegrass (<i>Eleusine indica</i>) in Malaysia"; in Proceedings of the Seventeenth Asian-Pacific Weed Science Society Conference, pp. 753-758 (1999).
	C6	

EXAMINER:**DATE CONSIDERED:**

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